IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRI.APPLICATION NO.746 OF 2007
IN
CRI.APPEAL NO. 501 OF 2007

Muttu @ Punnu @ Abdul Manbari Shaikh ..Applicant
Vs.
The State of Maharashtra ..Respondent

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Mr.Kishor Patil Advocate for Applicant
Mrs.V.R.Bhosale APP for the State

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CORAM: R.M.S.KHANDEPARKAR, AND SMT.V.K.TAHILRAMANI, JJ.

DATE : JULY 20, 2007

P.C. [PER SMT.V.K.TAHILRAMANI,J.]:

1. Heard the learned advocate for the applicant and the learned APP for the State.

2. The applicant has been convicted under Section 302 of IPC. The applicant is now seeking bail. There are three accused in the present case. The original accused Nos.1 to 3 faced the trial in this case. The present applicant is accused no.3.

3. Mr.Patil, the learned advocate for the applicant submitted that the original accused Nos.1

and 2 have been released on bail by this Court and the case of the present applicant stands on better footing than that of original accused No.1-Vikram Dashrath Shekhavat and accused no.2-Yoge @ Yogesh Tilakdhari Yadav. He further submitted that the present applicant has not assaulted deceased. These statements have not been controverted by the prosecution. In this view of the matter, we are inclined to grant bail to the applicant.

4. The applicant-Muttu @ Punnu @ Abdul Manbari Shaikh be released on bail in the sum of Rs.25,000/- (Rs. twenty five thousand only) with one or two sureties to make up the said amount. The applicant shall report to Badlapur Police Station on first Monday of every month till final disposal of the appeal.

5. Application is allowed and is disposed of.

[R.M.S.KHANDEPARKAR, J.]

[SMT.V.K.TAHILRAMANI,J.]